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Secretary,
for the Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
Toronto, Ontario, M4P 1E4
Email: boardsec@ontarioenergyboard.ca

Re: OEB # EB-2011-0291

Dear Board,

I am in receipt of the letter of John Pickernell, Assistant Board Secretary. In his letter he references a review process that I am not part of and feel may prejudice the best interests of consumers by causing a delay.

It is my position that contrary to the Ontario Energy Board Act, the employees of the Board insist on protecting the interests of Enwin Utilities Ltd, over the interests of the consumer.

I commenced a proceeding before the Ontario Energy Board pursuant to Section 7 of the OEB Act. As such I have followed the process as set forth by Rule 17 of the Rules of Practice of the OEB.

I have served and filed the Notice of Appeal in the prescribed manner and as such expect the process to go forward.

I am appealing the decision of an employee of the Ontario Energy Board that seems to allow Enwin Utilities to collect money on behalf of a third party without legal authority.

John Pickernell, with his power but without authority refuses to allow the Ontario Energy Board to hear my appeal.

Without an order of the Ontario Energy Board he has chosen to ignore my appeal and will not allow an appeal to be heard on the decision of his fellow employee. He is doing this by not scheduling a hearing date for the appeal.

John Pickernell knows quite well that the issues within my appeal are time sensitive and if he delays the process for 12 months the appeal may be redundant. I am sure that he understands that if the Appeal is heard in a timely fashion and the decision

of Mr. Pickernell's fellow employee is overturned Enwin may be required to pay a large sum of money to its consumers.

I ask that you refer to section 1(1)(1) of the Ontario Energy Act which reads as follows:

1. (1) The Board, in carrying out its responsibilities under this or any other Act in relation to electricity, shall be guided by the following objectives:

1. To protect the interests of consumers with respect to prices and the adequacy, reliability and quality of electricity service.

It seems the employees of the OEB that make decisions on behalf of the Board, want to protect the interests Enwin Utilities Ltd, rather than the consumer.

I would like a date set for the hearing of the appeal requested within my Notice of Appeal and Supplementary Notice of Appeal.

By copy of this letter I ask that the Minister of Energy intervene and force Mr. Pickernell to allow the Ontario Energy Board to hear the appeal that is in the best interest of the consumer. I am also attaching a copy of my supplementary notice of appeal.

Also to the Minister, on reading the rules it seems that the OEB has their employees make many decisions on behalf of the Board. If this is so, why are board members paid so much?

Please advise as to the dates of the appeal.

Sincerely,



R. J. Potomski

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